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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1976
EDWARD B. EVANS 1938-1971

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November 21, 2005

FACSIMILE COVER SHEET

To: Examiner Cheryl M. Reid
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

Fax: 571-273-8300
Enclosures:

Fax Cover Sheet containing Certificate of
Facsimile Transmission (1 page)
Notice of Appeal containing Certificate of
Facsimile Transmission and Authorization
to Charge Deposit Account 23-3000 in the
amount of \$500.00 for the Fee (1 page)

From: Scott A. Stinebruner
Reg. No. 38,323
Re: U.S. Patent Application
Serial No. 09/975,442
Filed: October 11, 2001
Applicant: Jennifer Ann Dervin et al.
Art Unit: 2142
Confirmation No.: 9166
Our Ref: IBM/204

Pages: 2 (including cover sheet)

**MESSAGE/COMMENTS
OFFICIAL**

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Judith L. Volk
Judith L. Volk

November 21, 2005

Date

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PATENT

Attorney Docket No. IBM/204
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Jennifer Anne Dervin et al.
 Serial No.: 09/975,442
 Filed: October 11, 2001
 For: DYNAMIC CLUSTER VERSIONING FOR A GROUP

Art Unit: 2142
 Examiner: Cheryl M. Reid
 Atty. Docket No.: IBM/204

NOV 21 2005

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed **August 23, 2005** finally rejecting claims 1-31.

The item(s) checked below are appropriate:

1. Applicants hereby petition for a _____ month extension of time to reply to the final rejection.
 A check in the amount of \$_____ is attached.

2. Appeal Fee: XXX Other than a small entity Fee: \$500.00
 Small Entity Status previously Fee: \$
 Requested and is still proper
 Small Entity Status Requested Fee: \$

3. Payment

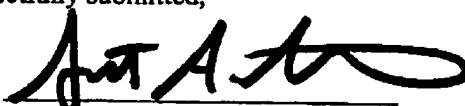
 Check attached for the sum of \$_____.
XXX Please charge the sum of \$500.00 and any deficiency or credit
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11/23/2005 JBALINAN 00000024 233000 09975442

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Respectfully submitted,

By: 
 Scott A. Stinebruner
 Reg. No. 38,323

Date: 21 NOV 2005

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Judith L. Volk November 21 2005
 Judith L. Volk Date

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